

AMENDED IN SENATE AUGUST 20, 2014
AMENDED IN ASSEMBLY MAY 23, 2014
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AMENDED IN ASSEMBLY APRIL 21, 2014
AMENDED IN ASSEMBLY APRIL 2, 2014
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CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 2060

**Introduced by Assembly Member V. Manuel Pérez
(Coauthor: Assembly Member Skinner)**

February 20, 2014

An act to add and repeal Chapter 4 (commencing with Section 1234) of Title 8 of Part 2 of the Penal Code, relating to recidivism.

LEGISLATIVE COUNSEL'S DIGEST

AB 2060, as amended, V. Manuel Pérez. Supervised Population Workforce Training Grant Program.

Existing law defines probation to mean the suspension of the imposition or execution of a sentence of an individual convicted of a crime and the order of his or her conditional and revocable release in the community under the supervision of a probation officer. Existing law authorizes probation for some, but not all, felony convictions.

Existing law requires all eligible people released from prison on and after October 1, 2011, or, whose sentences have been deemed served, as provided, after serving a prison term for a felony, upon release from prison, and for a period not exceeding 3 years immediately following

release, to be subject to postrelease community supervision provided by a county agency designated by each county's board of supervisors that is consistent with evidence-based practices, including, but not limited to, supervision policies, procedures, programs, and practices demonstrated by scientific research to reduce recidivism among individuals under postrelease supervision. Existing law authorizes a court, when sentencing a person to county jail for a felony, to commit the person to county jail for either the full term in custody, as specified, or to suspend the execution of a concluding portion of the term selected at the court's discretion. Under existing law, this period of suspended execution is supervised by the county probation officer and is known as mandatory supervision.

~~Existing law creates the Recidivism Reduction Fund in the State Treasury, available upon appropriation by the Legislature, for, among other things, activities designed to reduce recidivism of the state's prison population.~~

~~This bill would, until, until January 1, 2021, would establish the Supervised Population Workforce Training Grant Program to be administered, as provided, by the California Workforce Investment Board and funded, upon appropriation by the Legislature, using moneys from the Recidivism Reduction Fund. Legislature.~~ The bill, until January 1, 2021, among other things, would provide grant program eligibility criteria for counties. The bill, until January 1, 2021, would also provide that eligible uses for grant funds include, but are not limited to, vocational training, stipends for trainees, and apprenticeship opportunities for the supervised population, which would include individuals on probation, mandatory supervision, and postrelease community supervision. By January 1, 2018, the board would be required to submit a report to the Legislature containing specified information, including an evaluation of the effectiveness of the grant program.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. (a) *The Legislature finds and declares that the*
- 2 *2014 Budget Act appropriated one million dollars (\$1,000,000)*
- 3 *to the Employment Development Department for the purpose of a*

1 *recidivism reduction workforce training and development grant*
2 *program, payable from the Recidivism Reduction Fund.*

3 *(b) It is the intent of the Legislature that the California*
4 *Workforce Investment Board be responsible for setting the policy*
5 *of the grant program, and that this act allow the Employment*
6 *Development Department to provide funds from its budget*
7 *appropriation to the California Workforce Investment Board*
8 *through an interagency agreement.*

9 **SECTION 1.**

10 *SEC. 2.* Chapter 4 (commencing with Section 1234) is added
11 to Title 8 of Part 2 of the Penal Code, to read:

12
13 CHAPTER 4. SUPERVISED POPULATION WORKFORCE TRAINING
14 GRANT PROGRAM
15

16 1234. For purposes of this chapter, the following terms have
17 the following meanings:

18 (a) “California Workforce Investment Board” or “State WIB”
19 means the California Workforce Investment Board established
20 pursuant to Article 1 (commencing with Section 14010) of Chapter
21 3 of Division 7 of the Unemployment Insurance Code.

22 (b) “Grant program” means the Supervised Population
23 Workforce Training Grant Program.

24 ~~(c) “Recidivism Reduction Fund” means the Recidivism~~
25 ~~Reduction Fund created pursuant to Section 1233.9.~~

26 ~~(d)~~

27 (c) “Supervised population” means those persons who are on
28 probation, mandatory supervision, or postrelease community
29 supervision and are supervised by, or are under the jurisdiction of,
30 a county.

31 1234.1. (a) This chapter establishes the Supervised Population
32 Workforce Training Grant Program to be administered by the
33 California Workforce Investment Board.

34 (b) The grant program shall be developed and implemented in
35 accordance with the criteria set forth in Section 1234.3. In
36 developing the program, the State WIB shall consult with public
37 and private stakeholders, including local workforce investment
38 boards, local governments, and nonprofit community-based
39 organizations that serve the supervised population.

(c) The grant program shall be funded, upon appropriation by the Legislature, using moneys from the ~~Recidivism Reduction Fund~~. *Legislature*. Implementation of this program is contingent upon the director of the State WIB notifying the Department of Finance that sufficient moneys have been appropriated for this specific grant program.

(d) The outcomes from the grant program shall be reported pursuant to Section 1234.4.

1234.2. The State WIB shall administer the grant program as follows:

(a) Develop criteria for the selection of grant recipients through a public application process, including, but not limited to, the rating and ranking of applications that meet the threshold criteria set forth in this section.

(b) Design the grant program application process to ensure all of the following occurs:

(1) Outreach and technical assistance is made available to eligible applicants, especially to small population and rural counties.

(2) Grants are awarded on a competitive basis.

(3) Small and rural counties are competitive in applying for funds.

(4) Applicants are encouraged to develop evidence-based, best practices for serving the workforce training and education needs of the supervised population.

(5) The education and training needs of both of the following are addressed:

(A) Individuals with some postsecondary education who can enter into programs and benefit from services that result in certifications, and placement on a middle skill career ladder.

(B) Individuals who require basic education as well as training in order to obtain entry level jobs where there are opportunities for career advancement.

1234.3. (a) The grant program shall be competitively awarded through at least two rounds of funding, with the first phase of funding being awarded on or before May 1, 2015.

(b) Each county is eligible to apply, and a single application may include multiple counties applying jointly. Each application shall include a partnership agreement between the county or counties and one or more local workforce investment boards that

1 outline the actions each party agrees to undertake as part of the
2 project proposed in the application.

3 (c) At a minimum, each project proposed in the application shall
4 include a provision for an education and training assessment for
5 each individual of the supervised population who participates in
6 the project. The assessment may be undertaken by the applicant
7 or by another entity. A prior assessment of an individual may be
8 used if, in the determination of the State WIB, its results are
9 accurate.

10 (d) Eligible uses of grant funds include, but are not limited to,
11 vocational training, stipends for trainees, and apprenticeship
12 opportunities for the supervised population. Supportive services
13 and job readiness activities shall serve as bridge activities that lead
14 to enrollment in long-term training programs.

15 (e) Preference shall be awarded to applications for the following:

16 (1) An application that proposes matching funds, including, but
17 not limited to, moneys committed by local workforce investment
18 boards, local governments, and private foundation funds.

19 (2) An application submitted by a county that currently
20 administers or participates in a workforce training program for the
21 supervised population.

22 (3) An application that proposes participation by one or more
23 nonprofit community-based organizations that serve the supervised
24 population.

25 (f) An application shall meet the following requirements:

26 (1) Set a specific purpose for the use of the grant funds, as well
27 as provide the baseline criteria and metrics by which the overall
28 success of the grant project can be evaluated.

29 (2) Define the specific subset of the supervised population,
30 among the eligible supervised population that the grant money
31 will serve.

32 (3) Define the industry sector or sectors in which the targeted
33 supervised population will be trained, including the current and
34 projected workforce within the region for those jobs, the range of
35 wage rates, and the training and education requirements within
36 those industry sectors.

37 (4) Define the general methodology and training methods
38 proposed to be used and explain the manner in which the progress
39 of the targeted supervised population will be monitored during the
40 grant period.

1 (g) As a condition of receiving funds, a grant recipient shall
2 agree to provide information to the State WIB in sufficient detail
3 to allow the State WIB to meet the reporting requirements in
4 Section 1234.4.

5 1234.4. (a) On at least an annual basis, and upon completion
6 of the grant period, grant recipients shall report to the State WIB
7 regarding their use of the funds and workforce training program
8 outcomes.

9 (b) By January 1, 2018, the State WIB shall submit a report to
10 the Legislature using the reports from the grant recipients. The
11 report shall contain all the following information:

12 (1) The overall success of the grant program, based on the goals
13 and metrics set in the awarded grants.

14 (2) An evaluation of the effectiveness of the grant program
15 based on the goals and metrics set in the awarded grants.

16 (3) A recommendation on the long-term viability of local
17 workforce investment board and county collaborations on
18 workforce training programs for the supervised population.

19 (4) A recommendation on the long-term viability of county
20 workforce training programs for the supervised population.

21 (5) In considering the overall success and effectiveness of the
22 grant program, the report shall include a discussion of all of the
23 following:

24 (A) Whether the programs aligned with the workforce needs of
25 high-demand sectors of the state and regional economies.

26 (B) Whether there was an active job market for the skills being
27 developed where the member of the supervised population was
28 likely to be released.

29 (C) Whether the program increased the number of members of
30 the supervised population that obtained a marketable and industry
31 or apprenticeship board-recognized certification, credential, or
32 degree.

33 (D) Whether the program increased the numbers of the
34 supervised population that successfully complete a job readiness
35 basic skill bridge program and enroll in a long-term training
36 program.

37 (E) Whether there were formal or informal networks in the field
38 that support finding employment upon release from custody.

39 (F) Whether the program led to employment in occupations
40 with a livable wage.

1 (c) (1) The requirement for submitting a report imposed under
2 subdivision (b) is inoperative on January 1, 2021, pursuant to
3 Section ~~12031.5~~ 10231.5 of the Government Code.

4 (2) A report to be submitted pursuant to subdivision (b) shall
5 be submitted in compliance with Section 9795 of the Government
6 Code.

7 1234.5. This chapter shall remain in effect only until January
8 1, 2021, and as of that date is repealed, unless a later enacted
9 statute, that is enacted before January 1, 2021, deletes or extends
10 that date.